

**PATENT** 

Attorney Docket No.: SHIM1100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit:

Applicants:

Asakawa and Hasegawa

Serial No.:

09/762,641

Examiner:

D. Guzo

1636

Filed:

July 20, 2001

Based on: Internat'l.

PCT/JP99/04333 August 10, 1999

Priority Date:

August 11, 1998

Filing Date

Title:

RNA VIRUS VECTOR WITH CONTACT INFILTRATION CAPABILITY

Commissioner for Patents Washington, DC 20231

### TRANSMITTAL SHEET

Sir:

Transmitted herewith for the above-identified application please find:

- Response to the Office Action mailed September 23, 2002, including Exhibits A 1. and B, (52 pages);
- 2. Statement Under 37 CFR 1.125 (1 page);
- 3. Petition for Three (3) Month Extension of Time (2 pages);
- Check No. 532632 in the amount of \$1,210.00; and 4.
- 5. Return Receipt Postcard.

#### **CERTIFICATION UNDER 37 CFR §1.8**

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, March 21, 2003, in an envelope addressed to:

Commissioner for Patents, Washington, DC 20231.

Carrie Casey

(Name of Person Mailing Paper)

Gray Cary\GT\6340357.1 2102595-1

Applicant: Asakawa, et. al. Application No.: 09/762,641 Filed: July 20, 2001

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APR 0 2 2003

The Fee for this Response is calculated as follows:

TECH CENTER 1600/2900

| For                           | Claims Remaining<br>After Amendment | Highest Number<br>Previously Paid For | Extra<br>Claims | Small Entity<br>Rate | Large Entity<br>Rate | Calculations |
|-------------------------------|-------------------------------------|---------------------------------------|-----------------|----------------------|----------------------|--------------|
| Total Claims                  |                                     | 18                                    | 0               | x \$09               | x \$18               | \$.00        |
| Independent Claims            | 2                                   | 1                                     | 0               | x \$42               | x \$84               | \$.00        |
| Multiple Claims               |                                     |                                       |                 | \$140                | \$280                | \$280.00     |
| Three-Month Extension of Time |                                     |                                       |                 | \$410.00             | \$205.00             | \$930.00     |
|                               |                                     |                                       |                 |                      | TOTAL FEE            | \$1,210.00   |

Enclosed is Check No. 532632 in the amount of \$1,210.00; which consists of the Multiple Claims Fee and Three-Month extension of time fee. The Commissioner is hereby authorized to charge any other fees required fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: March 21, 2003

Lisa A Haile, J.D., Ph.D.

Registration No. 38,347

Telephone: (858) 677-1456 Facsimile: (858) 677-1465

USPTO Customer Number 28213 GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, CA 92121-2133



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TON CHURCH AND SOUND OF THE PROPERTY OF THE PR RNA VIRUS VECTOR WITH CONTACT INFILTRATION CAPABILITY

Commissioner for Patents Washington, D.C. 20231

# STATEMENT UNDER 37 C.F.R. § 1.125

Sir:

As requested by the Examiner, and in accordance with 37 C.F.R. § 1.125(a), enclosed please find a substitute specification in proper idiomatic English.

I hereby state, as required by 37 C.F.R. § 1.125(b), that the enclosed substitute specification for the instant application includes no new matter.

Respectfully submitted,

Date: March 21, 2003

Lisa A. Haile, J.D., Ph.D.

Registration No. 38,347

Telephone: (858) 677-1456 Facsimile: (858) 677-1465

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4365 Executive Drive, Suite 1100

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Carrie Casey

(Name of Person Mailing Paper)

(Signature)